

SIERRA VISTA POLICE DEPARTMENT

TO: Judge Dickerson
Justice Court Precinct #5

FROM: Cpl. J. Nicola
Sierra Vista Police Department

DATE: 10/12/18

CASE #: 18-37134

SUSPECT NAME/DOB: Kristina Hills /9-17-76

+ KENNETH KERSHNER 2-11-83

OFFICER'S STATEMENT OF PROBABLE CAUSE

On 10/12/18 at approximately 1350 hours I served a search warrant on Kenneth Kershner's residence at 532 Cibola Way. The search warrant was to look for some stolen firearms taken in a residential burglary and for illicit drugs and drug paraphernalia. Kenneth came to the door and a 9 mm handgun was removed from his back pocket.

During the search of the residence a bedroom was identified as being that of Kenneth Kershner by his own admission. Additionally Kenneth's mother also identified the same bedroom as his. Investigators discovered multiple items of indicia in this room to include, AZ driver's licenses, and credit cards with the name Kenneth Kershner, pictures of Kenneth Kershner also the bedroom contained only male clothing that appeared to be the fit and style of Kenneth Kershner.

During the service of the warrant multiple items of illegal drug paraphernalia were located in Kenneth's room to include multiple glass smoking devices, straws with burnt ends and drug residue on them, foil with burnt residue and still having a usable amount of heroin on it, used and unused plastic seals, a working digital scale with drug residue, and a large amount of a dark chunky substance, and a small amount of a black tar substance. Thus establishing probable cause pursuant to ARS 13-3415.A Possession of drug paraphernalia.

The large amount was field tested and found to be 8.38 grams gross field weight and showed a positive result for the presence of THC and cannabis. Under Miranda Kenneth stated that would be hash and described the illicit drug as being used to get high. Kenneth described to me where in his bedroom this illicit drug would be located stating it would be in a dresser drawer on the left side of the dresser when facing it. I have learned from my training and experience this to be a narcotic drug thus establishing probable cause pursuant to ARS 13-3408.A.1 Possession of narcotic drug.

The other black tar substance was found to have a gross field weight of 0.14grams and showed a positive field test for the presence of heroin. Thus establishing probable cause pursuant to ARS 13-3408.A Possession of narcotic drug.

A plastic bag with loose green leafy substance that I am able to identify by sight and smell as marijuana was located in the room belonging to Kenneth Kershner. The marijuana was found to have a gross field weight of 3.08 grams.

I have learned from my training and experience those who deal in illicit drugs purchase the drugs in a larger quantity and repackage them into smaller quantities by using a digital scale and that is why there is drug residue on the plate of the digital scale located. Additionally when the illicit drug is repackaged it is placed in a smaller seal that is why hundreds of unused seals were located during the warrant service. All of these items along with the quantity of illicit drugs located in the bedroom of Kenneth Kershner establishes probable cause pursuant to ARS 13-3408.A.2 Possession of narcotic drug for sale.

The bedroom was full of firearms. Rifles were located propped up against the bedroom wall, the closet and a rifle case was completely full with rifles. Hand guns were also located throughout the bedroom. The guns were all in immediate reach of the Heroin and drug paraphernalia.

A female was located in the house and identified as Kristina Hills. She said she stopped by to ask Kenneth about some solar panels. She consented to a search of her purse. A baggie of methamphetamine and a small amount of Heroin were located in her purse wrapped in a handkerchief. She denied ownership of the items. She was arrested and admitted to having syringes in her underwear. Officer A. Roselli, a female officer, removed the syringes. They were brand new and still in the unopened package. She told Ofc. Roselli she had something in her bra and Ofc. Roselli recovered a small ziplock baggie, commonly referred to as a seal. The bag had a small amount of white residue inside it.

The small amount of Heroin located in Kristina's purse and the short time she was at the residence is consistent with her just purchasing it from Kenneth. Kristina had a male subject waiting in a vehicle in front of the residence when we arrived and executed the search warrant. This is also consistent with illicit drug deals. Kenneth had \$139.25 cash in his pocket.

Kenneth was arrested and transported to the police department. He admitted the bedroom with all the guns, drugs and paraphernalia was his bedroom. He admitted to having Heroin in the bedroom and said it should be less than 2 grams. He said it was on his dresser. He told me he sells Heroin about once a week. He told me he does this to help people out so they don't get sick and said he also does it to help support his own Heroin addiction.

Based on the large amount of narcotic drug located in Kenneth's bedroom, his admission to selling Heroin, the firearms on his person, in his vehicle and in his bedroom he was also charged with misconduct involving weapons.

A 9MM FMK handgun, SN:BB7365 was found under the seat of Kenneth's car, which was parked in the driveway. Kenneth said he purchased that particular handgun approximately 4-5 days prior from a man he did not know. He said the man's girlfriend asked Kenneth if he wanted to buy a gun and assured him it was not stolen. Kenneth said he paid \$200 for the gun. The handgun was run through NCIC and determined to be

stolen from Ferrol Hutchinson's Jeep Wrangler. Ferrol reported the gun stolen on 10/08/18.

PRINTED OFFICER NAME/BADGE #: J. Nicola #269

OFFICER SIGNATURE/BADGE#:

J. Nicola 269